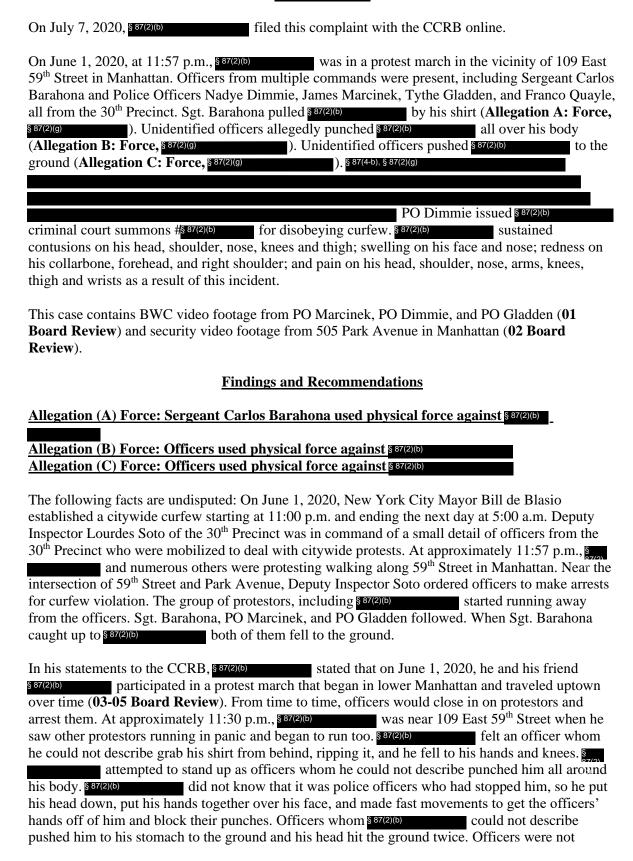
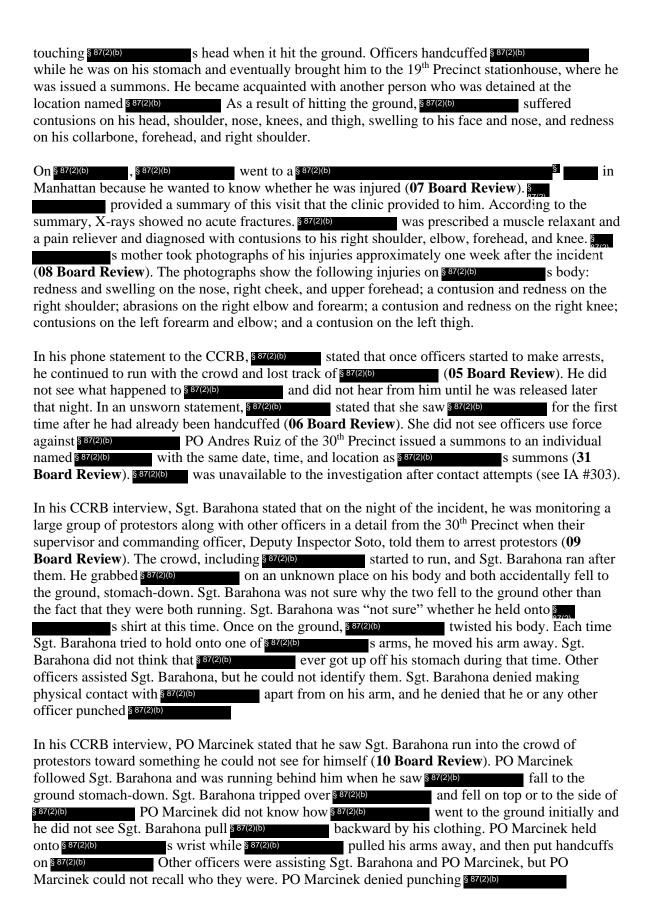
## **CCRB INVESTIGATIVE RECOMMENDATION**

Investigator:		Team:	CCRB Case #:	<b>✓</b> Force	☐ Discourt.	U.S.
Zev Carter		Squad #3	202004871	☐ Abuse	□ O.L.	✓ Injury
		-				
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
Monday, 06/01/2020 11:57 PM		In front of 109 East 59	Oth Street	19	12/1/2021	5/4/2022
Date/Time CV Reported		CV Reported At:	How CV Reported	: Date/Time	e Received at CCl	RB
Tue, 07/07/2020 6:56 PM		CCRB	On-line website	Tue, 07/07	7/2020 6:56 PM	
Complainant/Victim	Type	Home Addr	ess			
Witness(es)		Home Addr	ess			
Subject Officer(s)	Shield	TaxID	Command			
POM James Marcinek	20371	940419	030 PCT			
2. POM Tythe Gladden	28522	940194	030 PCT			
3. SGT Carlos Barahona	4019	938023	030 PCT			
4. Officers						
Witness Officer(s)	Shield N	o Tax No	Cmd Name			
1. POF Nadyne Dimmie	30855	968378	030 PCT			
2. POM Alvin Joseph	03186	965764	030 PCT			
3. POM Andres Ruiz	03569	965853	030 PCT			
4. POM Rafael Melendez	30529	965332	030 PCT			
5. DI Lourdes Soto	00000	924829	PBMN			
6. POM Franco Quayle	08306	942388	030 PCT			
Officer(s)	Allegatio	on		Inve	estigator Recon	nmendation
A.SGT Carlos Barahona	Force: Se § 87(2)(b)	ergeant Carlos Barahon	a used physical force	against		
B. Officers	Force: O	fficers used physical fo	rce against § 87(2)(b)			
C. Officers	Force: O	fficers used physical fo	rce against § 87(2)(b)			
§ 87(4-b), § 87(2)(g)						
§ 87(4-b), § 87(2)(g)						
§ 87(4-b), § 87(2)(g)						
§ 87(4-b), § 87(2)(g)						

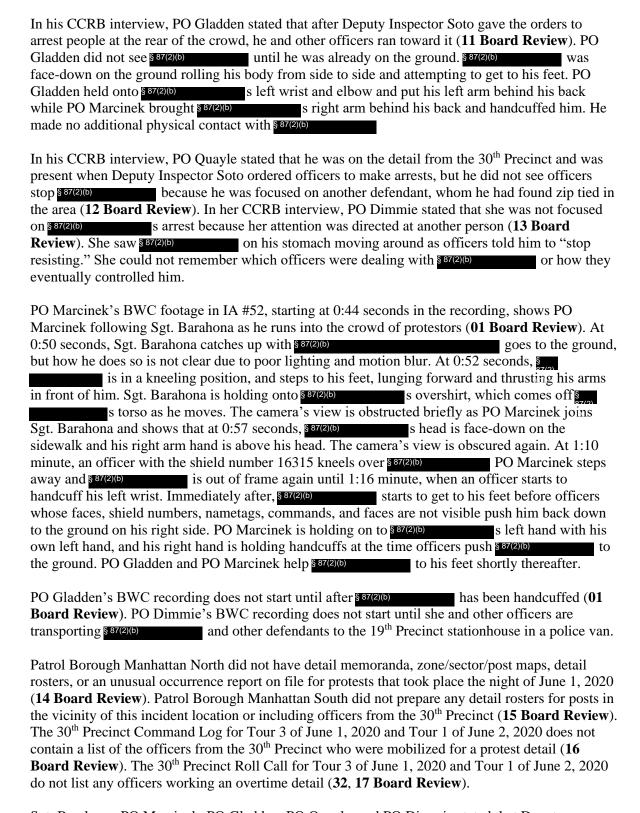
## **Case Summary**



CCRB Case # 202004871



CCRB Case # 202004871



Sgt. Barahona, PO Marcinek, PO Gladden, PO Quayle, and PO Dimmie stated that Deputy Inspector Soto, PO Alvin Joseph, PO Rafael Melendez, and PO Ruiz were also on the detail from the 30<sup>th</sup> Precinct (**09-13 Board Review**). According to the CCRB CTS database, PO Quayle and PO Marcinek are the only identified officers who are white men. The CCRB CTS officer database

shows that shield number 16315 most recently belonged to PO Michael Farinaccio of the 19<sup>th</sup> Precinct, who is listed as "inactive" as of January 4, 2021.

Stationary security video from 505 Park Avenue, which is located at the incident location, captures the time period during which this incident occurred, but not the actions that \$87(2)(b) alleged (**02 Board Review**). Starting at 00:08:40 in the time stamp, the video shows numerous pedestrians running along 59<sup>th</sup> Street, followed by approximately two dozen police officers and ten police vehicles.

A threat resistance and injury (TRI) report was not created regarding this incident (**30 Board Review**).

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§ 87(2)(g)	
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§ 87(4-b), § 87(2)(g)	_
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§ 87(4-b), § 87(2)(g)	
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**Civilian and Officer CCRB Histories** 

- This is the first complaint to which \$87(2)(6) has been a subject (27 Board Review).
   Sgt. Barahona has been a member of service for 15 years and has been a subject in five cases and eight allegations, none of which were substantiated. \$87(2)(9)
   PO Marcinek has been a member of service for 15 years and has been a subject in seven cases and 14 allegations, two of which were substantiated.
  - 200716621 contains substantiated allegations of a frisk and a stop against PO Marcinek. The Board recommended charges and the NYPD imposed command discipline A.
  - O \$87(2)(g)
- PO Gladden has been a member of service for 15 years and this is the first complaint to which he has been a subject.

## **Mediation, Civil and Criminal Histories**

- This case was not suitable for mediation.
- According to the New York City Office of the Comptroller, as of December 31, 2020, a Notice of Claim had not been filed regarding this incident (**28 Board Review**).
- According to the New York State Office of Court Administration, §87(2)(b) does not have a history of convictions in New York City (29 Board Review)

Squad No.:	3		
Investigator: _	Zev Carter Signature	Investigator Zev Carter Print Title & Name	02/24/2021 
Squad Leader: _	Olga Golub Signature	SL Olga Golub Print Title & Name	02/24/2021 Date
Reviewer:	Signature	Print Title & Name	 Date